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\*Admitted only in Maryland \*Admitted only in Virginia \*Admitted only in Texas \*Practice Limited to Federal Agencies

October 28, 2002

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Art Unit 1642

TECH CENTER 16-00/2900

Commissioner for Patents Washington, D.C. 20231

Re:

U.S. Utility Patent Application

Appl. No. 09/263,689; Filed: March 5, 1999

**Galectin 9 Polypeptides** For:

Inventors:

NI et al.

Our Ref:

1488.0560002/EKS/ALS

Sir:

Transmitted herewith for appropriate action are the following documents:

- Amendment and Reply Under 37 C.F.R. § 1.111, with Exhibit K and L attached; 1.
- Fee Transmittal Form (PTO/SB/17); 2.
- Petition For Extension of Time Under 37 C.F.R. § 1.136(a)(1); 3.
- 4. Our check no. 37156 for \$110.00 to cover: \$110.00 Extension Fee Under 37 C.F.R. § 1.136; and
- 5. One (1) return postcard.

It is respectfully requested that the attached postcard be stamped with the date of filing of these documents, and that it be returned to our courier. In the event that extensions of time are necessary to prevent abandonment of this patent application, then such extensions of time are hereby petitioned.

Sterne, Kessler, Goldstein & Fox PLLC. : 1100 New York Avenue, NW : Washington, DC 20005 : 202.371.2600 f 202.371.2540 : www.skgf.com

Commissioner for Patents October 28, 2002 Page 2

The U.S. Patent and Trademark Office is hereby authorized to charge any fee deficiency, or credit any overpayment, to our Deposit Account No. 19-0036.

Respectfully submitted,

STERNE, KESSLER, GOLDSTEIN & FOX P.L.L.C.

Aaron L. Schwartz Agent for Applicants Registration No. 48,181

EKS/ALS/lam Enclosures

::ODMA\MHODMA\SKGF\_DC1;69149;1

PTO/SB/17 (10-01)
Approved for use through 10/31/2002. OMB 0651-0032
Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE illection of information unless it displays a valid OMB according to the commence of the commenc Under the Paperwork Reduction Act of 1995, no persons are required to

**FEE TRANSMITTAL** OCT 2 8 2002 for FY 2002

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Patent fees are subject to annual revision.

TOTAL AMOUNT OF PAYMENT

(\$)110.00

Complete if Known					
Application Number	09/263,689				
Filing Date	March 5, 1999				
First Named Inventor	Jian NI				
Examiner Name	Canella, K.				
Group Art Unit	1642				
Attorney Docket No.	1488.0560002/EKS/ALS				

METH	OD OF PAYMENT (check one)	FEE CALCULATION (continued)							
			TIONAL Entity		Entity		-		
Deposit Account Number	19-0036	Fee Code	Fee (\$)	Fee Code	Fee (\$)	Fee D	e Description Fee paid		
Deposit Account Name	Sterne, Kessler, Goldstein & Fox P.L.L.C.	105	130	205	65	Surcharge - late filing	fee or oath		
Charge Any Additional Fee Required Under 37 CFR §§ 1.16 and 1.17		127	50	227	25	Surcharge - late provisiona	filing fee or cover sheet		
		139	130	139	130	Non-English specifi	cation		
Applicant claims small entity status See 37 CFR 1.27		147	2,520	147	2,520	For filing a request for	or <i>ex parte</i> reexamina	ation	
		112	920*	112	920*	Requesting publication action	equesting publication of SIR prior to Examiner		
M		113	1,840*	113	1,840*		uesting publication of SIR after Examiner action		
2. ☑ Payment Enclosed: ☑ Check ☐ Credit card ☐ Money Order ☑ Other* *Charge any deficiencies or credit any overpayments in the fees or fee calculations of Parts 1, 2 and 3 below to Deposit Account No. 19-0036.		115	110	215	55	Extension for reply w	rithin first month	110.00	
	FEE CALCULATION	116	400	216	200	200 Extension for reply within second month			
1. BASIC FILING FEE		117	920	217	460	Extension for reply w	ithin third month		
Large Entity Sma		118	1,440	218	720	Extension for reply w	ithin fourth month		
Fee Fee Fee Code (\$) Cod	Fee Fee Description Fee Paid le (\$)	128	1,960	228	980	Extension for reply w	ithin fifth month		
101 740 201	370 Utility filing fee	119	320	219	160	Notice of Appeal			
106 330 206	165 Design filing fee	120	320	220	160	Filing a brief in suppo	eal n support of an appeal		
107 510 207	255 Plant filing fee	121	280	221	140	Request for oral hea	al hearing		
108 740 208	370 Reissue filing fee	138	1,510	138	1,510	Petition to institute a	tion to institute a public use proceeding		
114 160 214	80 Provisional filing fee	140	110	240	55	Petition to revive - unavoidable		PECHCENTER 1600730	
SUBTOTAL	141 1,280 241 640 Petition to revive - unintentional  SUBTOTAL (1) (\$) 0.00 142 1,280 242 640 Utility issue fee (or reissue)								
SOBIOTAL	(1) (\$) <u>0.00</u>	142	1,280	242		Utility issue fee (or reissue)		T 22	
		143	460	243		Design issue fee			
		144	620	244		Plant issue fee		<u> </u>	
		122	130	122	130				
2. EXTRA CLAIM	FEES Fee from Extra below Fee Paid	123	130		123 130 Petitions related to provisional applications				
Total Claims	- 20** = X =	126	180	126	180				
Indep. Claims	· 3** = X =	581	40	481		Recording each patent assignment per property (times number of properties)			
Multiple Dependent	=	146	740	246	370	Filing a submission after final rejection (37 CFR 1.129(a))			
Large Entity Smal Fee Fee Fee	Entity Fee Fee Description	149	740	249	370	For each additional invention to be examined (37 CFR 1.129(b))			
Code (\$) Code 103 18 203	(\$) 9 Claims in excess of 20	179	740	279	370	Request for Continued Examination (RCE)			
102 84 202	42 Independent claims in excess of 3	169	900	169	900	Request for expedited examination of a			
104 280 204	140 Multiple dependent claim					design application			
108 84 209	**Reissue independent claims over original patent	Other fee (specify):							
110 18 210	patent Paissue claims in excess of 20 and over original patent	Other fee (specify):							
su	*Reduced	by Basic	Filing Fee	Paid	eu prote	PTOTAL (2) (\$) 110.00			
** or number previously paid, if greater, For Reissues, see above  SUBTOTAL (3) (\$) 110.00  SUBMITTED BY  Complete (if applicable)									
Name (Print/Type	Aaron L. Schwartz	Registration No. (Altomey/Agent) 48,181		48,181	Telephone	202-371-2600			
Signature	1 (W.XXX)	V					Date	10/28/02	